



General Assembly

February Session, 2006

Raised Bill No. 5501

LCO No. 1939

01939_____KID

Referred to Committee on Select Committee on Children

Introduced by:
(KID)

AN ACT CONCERNING EMANCIPATION OF A MINOR.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46b-150 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 (a) [Any] On or before September 30, 2006, any minor who has
4 reached [such minor's] his or her sixteenth birthday and is residing in
5 this state, or any parent or guardian of such minor, may petition the
6 superior court for juvenile matters or the probate court for the district
7 in which either the minor or the parents or guardian of such minor
8 resides for a determination that the minor named in the petition be
9 emancipated. The petition shall be verified and shall state plainly: (1)
10 The facts which bring the minor within the jurisdiction of the court, (2)
11 the name, date of birth, sex and residence of the minor, (3) the name
12 and residence of the minor's parent, parents or guardian, and (4) the
13 name of the petitioner and the petitioner's relationship to the minor.
14 Upon the filing of the petition in the Superior Court, the court shall
15 cause a summons to be issued to the minor and the minor's parent,
16 parents or guardian, in the manner provided in section 46b-128.
17 Service on an emancipation petition filed in the superior court for

18 juvenile matters pursuant to this section shall not be required on the
19 petitioning party. Upon the filing of the petition in the Probate Court,
20 the court shall assign a time, not later than thirty days thereafter, and a
21 place for hearing such petition. The court shall cause a citation and
22 notice to be served on the minor and the minor's parent, if the parent is
23 not the petitioner, at least seven days prior to the hearing date, by a
24 state marshal, constable or indifferent person. The court shall direct
25 notice by certified mail to the parent, if the parent is the petitioner. The
26 court shall order such notice as it directs to the Commissioner of
27 Children and Families, and other persons having an interest in the
28 minor.

29 (b) On and after October 1, 2006, no petition may be filed for the
30 determination that a minor be emancipated.

31 Sec. 2. Section 46b-150b of the general statutes is repealed and the
32 following is substituted in lieu thereof (*Effective October 1, 2006*):

33 [If] With respect to any petition filed on or before September 30,
34 2006, if the Superior Court or the Probate Court, after hearing, finds
35 that: (1) The minor has entered into a valid marriage, whether or not
36 that marriage has been terminated by dissolution; or (2) the minor is
37 on active duty with any of the armed forces of the United States of
38 America; or (3) the minor willingly lives separate and apart from his
39 parents or guardian, with or without the consent of the parents or
40 guardian, and that the minor is managing his own financial affairs,
41 regardless of the source of any lawful income; or (4) for good cause
42 shown, it is in the best interest of the minor, any child of the minor or
43 the parents or guardian of the minor, the court may enter an order
44 declaring that the minor is emancipated.

45 Sec. 3. Section 46b-150e of the general statutes is repealed and the
46 following is substituted in lieu thereof (*Effective October 1, 2006*):

47 Nothing in sections 46b-150 to 46b-150e, inclusive, as amended by
48 this act, shall affect the status of minors who [are or may become]

49 became emancipated under the common law of this state prior to
50 October 1, 2006. Common law emancipation of a minor is abolished
51 with respect to petitions filed on or after October 1, 2006.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	46b-150
Sec. 2	<i>October 1, 2006</i>	46b-150b
Sec. 3	<i>October 1, 2006</i>	46b-150e

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Sec. 3	<i>October 1, 2006</i>	46b-150e

Statement of Purpose:

To eliminate the procedure for emancipation of a minor for petitions filed on or after October 1, 2006.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]